

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

# **SUNBELT RENTALS, INC. A/K/A SUNBELT RENTALS – REGION 8,**

Plaintiff,

VS.

## **T.B. PENICK AND SONS, INC., ET AL.,**

## Defendants.

## **T.B. PENICK AND SONS, INC.,**

## Cross-Claimant,

VS.

**WP WEST BUILDERS CALIFORNIA L.P., ET AL.,**

## Cross-Defendants.

Having reviewed the Stipulation entered into by Penick, RLI, WP West, Wood Real Estate and Alta Potrero, and good cause appearing, **IT IS HEREBY ORDERED** that:

1. Penick's cross-claims against Wood Real Estate be **DISMISSED WITHOUT PREJUDICE**;
  2. The hearing scheduled on March 2, 2021 at 2:00 p.m. for Wood Real Estate's Motion to Dismiss be **VACATED**;
  3. Wood Real Estate be **DISMISSED** from this action **WITHOUT PREJUDICE**; and
  4. Each Party shall bear its own attorney's fees and costs.

## IT IS SO ORDERED.

Date: February 8, 2021

Yvonne Gonzalez Rogers  
**YVONNE GONZALEZ ROGERS**  
**UNITED STATES DISTRICT COURT JUDGE**